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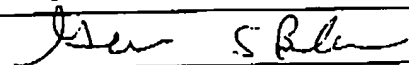
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/783,224	
	Filing Date	February 14, 2001	
	First Named Inventor	Steven R. Slawson	
	Group Art Unit	2872	
	Examiner Name	Nguyen, Thong Q.	
Total Number of Pages in This Submission	4	Attorney Docket Number	281-345


ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.63	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(2)(B)(ii) (2 pgs.); Certification of Facsimile Transmission (1 pg.).
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 50-0289.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm and Individual name	Wall Marjama & Bilinski, LLP George S. Blasiak	Reg. No. 37,283
Signature		
Date	December 19, 2002	

CERTIFICATE OF FACSIMILE TRANSMITTAL		
I hereby certify that this correspondence is facsimile transmitted to Examiner Thong Q. Nguyen at the US Patent and Trademark Office at fax number: 703-872-9318: on this date:		
		December 19, 2002
Typed or printed name	Jill R. Clarke	
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Atty. Docket No. 281-345

PTO FAX NO.: 703-872-9318

ATTENTION: Examiner Thong Q. Nguyen
TELEPHONE NO.: 703-308-4814

Group Art Unit: 2872

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CERTIFICATION OF FACSIMILE TRANSMISSION


I hereby certify that the following document(s) in re Application of **Stephen R. Slawson, et al.**, Application No. 09/783,224, filed February 14, 2001 for **Eye Viewing Device for Retinal Viewing Comprising Eye Cup** is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(2)(B)(ii)
2. U.S.P.T.O. Form PTO/SB/21 Transmittal

Number of pages being transmitted, including this page: 4

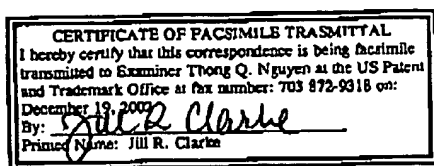
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**PATENT**

Attorney Docket No.: 281-345

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Art Unit: 2872

Steven R. Slawson

Examiner: Nguyen, Thong Q.

Application No.: 09/783,224

Filed: February 14, 2001

For: EYE VIEWING DEVICE FOR RETIN.
VIEWING COMPRISING EYE CUPAssistant Commissioner for Patents
Washington, DC 20231**REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)**

Sir:

1. Upon the filing of the present application on February 14, 2001, Applicants requested, under 35 U.S.C. § 122(b), that the application not be published. Applicants hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b).
2. On February 11, 2002, Applicants filed application PCT/US02/03956 in the PCT Receiving Office of the United States Patent and Trademark Office. PCT/US02/03956 claims priority of the present application.
3. The present application therefore may be regarded as abandoned as a result of the present notice being made outside of the 45 day window stipulated under 37 C.F.R. § 1.213(c).
4. Applicants, on November 27, 2002, filed a Petition to Revive the present

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Steven R. Slawson

Application No. 09/783,224

application under 37 C.F.R. 1.137(b) (Petition to Revive Unintentionally Abandoned Application) in accordance with 37 C.F.R. § 1.137(f).


5. The Applicants have not yet received a decision from the Petitions Branch respecting the November 27, 2002 petition.
6. Notwithstanding that the present application may be regarded as abandoned at the time of the filing of this Request to Rescind, Mark Polutta, Esq., of the USPTO Publications Branch, indicated in a telephone conference with Applicants' Attorney George Blasiak that a Rescission Request can be filed prior to the time a Petition to Revive under 37 CFR 1.137(f) is acted upon by the Petitions Office. Mr. Polutta indicated that the Abandoned/Not-Abandoned status of a patent application has no effect on the processing of a Request to Rescind under 35 U.S.C. 122(b)(2)(B)(ii).
7. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Respectfully submitted,

WALL MARJAMA & BILINSKI, LLP

Date: December 19, 2002

By:


George S. Blasiak
Reg. No. 37,283

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